

108TH CONGRESS
1ST SESSION

S. 1325

To amend the National Highway System Designation Act of 1995 to modify the applicability of requirements concerning hours of service to operators of commercial motor vehicles transporting agricultural commodities and farm supplies.

IN THE SENATE OF THE UNITED STATES

JUNE 24, 2003

Mr. BURNS (for himself, Mr. GRAHAM of South Carolina, Mr. HAGEL, and Mr. FITZGERALD) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend the National Highway System Designation Act of 1995 to modify the applicability of requirements concerning hours of service to operators of commercial motor vehicles transporting agricultural commodities and farm supplies.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. OPERATION OF COMMERCIAL MOTOR VEHI-**
4 **CLES TRANSPORTING AGRICULTURAL COM-**
5 **MODITIES AND FARM SUPPLIES.**

6 (a) EXEMPTION FROM HOURS-OF-SERVICE RE-
7 QUIREMENTS.—

1 (1) IN GENERAL.—Section 345(c) of the Na-
 2 tional Highway System Designation Act of 1995 (49
 3 U.S.C. 31136 note; Public Law 104–59) is amended
 4 in the first sentence by striking “other than para-
 5 graph (2)” and inserting “other than paragraph (1)
 6 or (2) of subsection (a)”.

7 (2) APPLICABILITY.—The exemption provided
 8 by section 345(a)(1) of the National Highway Sys-
 9 tem Designation Act (49 U.S.C. 32236 note; Public
 10 Law 104–59) shall apply to a person transporting
 11 agricultural commodities or farm supplies for agri-
 12 cultural purposes under that section on and after
 13 the date of enactment of this Act regardless of any
 14 action taken by the Secretary of Transportation
 15 under section 345(c) of the National Highway Sys-
 16 tem Designation Act (42 U.S.C. 32236 note; Public
 17 Law 104–59) before the date of enactment of this
 18 Act.

19 (b) DEFINITION OF AGRICULTURAL COMMODITY.—
 20 Section 345(e) of the National Highway System Designa-
 21 tion Act of 1995 (49 U.S.C. 32236 note; Public Law 104–
 22 59) is amended—

23 (1) by redesignating paragraphs (3), (4), (5),
 24 and (6) as paragraphs (5), (6), (4), and (7), respec-

1 tively, and moving the paragraphs so as to appear
2 in numerical order; and

3 (2) by inserting after paragraph (2) the fol-
4 lowing:

5 “(3) AGRICULTURAL COMMODITY.—The term
6 ‘agricultural commodity’ has the meaning given the
7 term in section 102 of the Agricultural Trade Act of
8 1978 (7 U.S.C. 5602).”.

○